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**UNITED STATES DISTRICT COURT**

for the

District of South Carolina

\_\_\_\_\_  
Clarence Gibbs,

*Petitioner*

v.

\_\_\_\_\_  
Robert M. Stevenson, Warden,

*Respondent*

)  
)  
)  
)  
)

Civil Action No. 1:13-cv-03382-TMC-SVH

**JUDGMENT IN A CIVIL ACTION**

The court has ordered that *(check one)*:

☐ the petitioner *(name)* \_\_\_\_\_ recover from the defendant *(name)* \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_ %, along with costs.

☐ the petitioner recover nothing, the action be dismissed on the merits, and the respondent *(name)* \_\_\_\_\_ recover costs from the petitioner *(name)* \_\_\_\_\_.

☒ other: the petitioner, Clarence Gibbs, shall take nothing of the respondent, Robert M. Stevenson, as to the petition filed pursuant to 28 U.S.C. § 2254 and this action is dismissed without prejudice pursuant to Rule 41 of the Federal Rules of Civil Procedure.

This action was *(check one)*:

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Timothy M. Cain, United States District Judge, presiding, dismissing the action without prejudice.

Date: January 17, 2014

*ROBIN L. BLUME, CLERK OF COURT*

s/A. Buckingham

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*